

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

Armando Ybarra,

Plaintiff,

v.

DISH Network, LLC,

Defendant.

Civil Action No.: 4:13-cv-00963-O

PLAINTIFF’S MOTION FOR SUMMARY JUDGMENT

Pursuant to Fed. R. Civ. P. 56, Plaintiff Armando Ybarra, through undersigned counsel, hereby moves for summary judgment against Defendant DISH Network, LLC for violation of the Telephone Consumer Protection Act (“TCPA”), 47 U.S.C. §§ 227, *et seq.*

In support of this Motion, Plaintiff submits the accompanying Brief satisfying the requirements of Local Rule 56.3(b), Declaration of Jenny DeFrancisco, Esq., and Appendix.

Pursuant to the TCPA, Plaintiff respectfully requests that the Court enter judgment in his favor for \$7,500.00.

Dated: August 25, 2014

Respectfully submitted,

By /s/ Jenny DeFrancisco
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CERTIFICATE OF SERVICE

I hereby certify that on August 25, 2014, the foregoing was electronically filed through the CM/ECF system which sent notice of such filing to the following:

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